

Docket No.: 58799-110

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Tetsuya SAWAHATA, et al.

Serial No.: Continuation of Appl. No.
10/406,455

Group Art Unit: Not yet assigned

Filed: April 2, 2004

Examiner: Not yet assigned

For: SCANNING ELECTION MICROSCOPE AND SAMPLE OBSERVATION METHOD USING
THE SAME

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
Washington, DC 20231

Dear Sir:

In accordance with the provisions of 37 C.F.R. 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached form PTO-1449. It is respectfully requested that the references be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement is being filed within three months of the U.S. filing date OR before the mailing date of a first Office Action on the merits. No certification or fee is required.

The references were cited by or submitted to the U.S. Patent and Trademark Office in parent application Serial Nos. 10/406,455 and 09/656,836, filed April 4, 2003 and September 7, 2000 (respectively), which is relied upon for an earlier filing date under 35 USC 120. Thus, copies of these references are not attached. 37 CFR 1.98(d).

Respectfully submitted,

MCDERMOTT, WILL & EMERY


Keith E. George
Registration No. 34,111

600 13th Street, N.W.
Washington, DC 20005-3096
(202) 756-8000 KEG:prg
Facsimile: (202) 756-8087
Date: April 2, 2004

INFORMATION DISCLOSURE CITATION IN AN APPLICATION (PTO-1449)				ATTY. DOCKET NO. 58799-110		SERIAL NO. Continuation of Appl. No. 10/406,455	
				APPLICANT Tetsuya SAWAHATA, et al.			
				FILING DATE April 02, 2004		GROUP	
U.S. PATENT DOCUMENTS							
EXAMINER'S INITIALS	CITE NO.	Document Number Number-Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear		
		US 5,029,019	07/1991	Yoshihara et al.			
		US 4,494,000	01/1985	Shii et al.			
		US 4,520,264	05/1985	Tsuno et al.			
		US 5,936,244	08/1999	Yajima et al.			
		US 5,659,174	08/1997	Kaneoka et al.			
		US 5,362,964	11/8/94	Knowles et al.			
		US 5,903,004	5/11/99	Koshihara et al.			
		US 5,939,720	8/17/99	Todokoro			
		US 6,031,230	02/2000	Toumatsu			
		US 5,801,382	09/1998	Noda et al.			
		US 5,731,580	03/1998	Sato et al.			
		US 6,072,178	06/2000	Mizuno			
		US 5,225,676	07/1993	Matsuya			
		US 3,812,288	05/1974	Walsh et al.			
		US 3,813,545	05/1974	Barnhart et al.			
		US 6,365,897 B1	04/2002	Hamashima et al.			
		US 5,044,001	08/1991	Wang			
		US 6,555,816	04/2003	Sawahata et al.			
FOREIGN PATENT DOCUMENTS							
EXAMINER'S INITIALS	CITE NO.	Foreign Patent Document Country Codes-Number 4-Kind Codes (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines Where Relevant Figures Appear	Translation	
						Yes	No
		JP 8-124512	5/17/96				
		JP 8-279345	10/22/96				
		JP 11-135052	5/21/99				
OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)							
EXAMINER'S INITIALS	CITE NO.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.					
EXAMINER				DATE CONSIDERED			

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached.